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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA
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11 VERNON JAMES ANDERSON,

1:11-cv-640-JLT (HC)

12 Petitioner,

ORDER TRANSFERRING CASE TO THE
UNITED STATES DISTRICT COURT FOR
THE CENTRAL DISTRICT OF
CALIFORNIA

13 vs.

14 THE PEOPLE OF THE STATE OF
15 CALIFORNIA,

16 Respondent.
17 _____ /
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19 Petitioner, a state prisoner proceeding pro se, has filed a habeas corpus action pursuant to 28
20 U.S.C. § 2254, together with a request to proceed in forma pauperis pursuant to 28 U.S.C. § 1915.

21 The federal venue statute requires that a civil action, other than one based on diversity
22 jurisdiction, be brought only in “(1) a judicial district where any defendant resides, if all defendants
23 reside in the same state, (2) a judicial district in which a substantial part of the events or omissions
24 giving rise to the claim occurred, or a substantial part of the property that is the subject of the action is
25 situated, or (3) a judicial district in which any defendant may be found, if there is no district in which
26 the action may otherwise be brought.” 28 U.S.C. § 1391(b).

27 In this case, a review of the California court system’s electronic database indicates that the state
28 conviction that forms the basis for the instant petition occurred in Los Angeles County, which is in the

1 District of California. Therefore, the petition should have been filed in the United States District Court
2 for the Central District of California. In the interest of justice, a federal court may transfer a case filed
3 in the wrong district to the correct district. See 28 U.S.C. § 1406(a); Starnes v. McGuire, 512 F.2d 918,
4 932 (D.C. Cir. 1974).

5 Accordingly, IT IS HEREBY ORDERED that this matter is transferred to the United States
6 District Court for the Central District of California.

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8 IT IS SO ORDERED.

9 Dated: April 28, 2011

/s/ Jennifer L. Thurston
UNITED STATES MAGISTRATE JUDGE